

1 **LUJAN & WOLFF LLP**
Attorneys at Law
2 DNA Building, Suite 300
238 Archbishop Flores Street
3 Hagåtña, Guam 96910
Telephone (671) 477-8064/5
4 Facsimile (671) 477-5297

5 *Attorneys for Plaintiff*

FILED
DISTRICT COURT OF GUAM
10 NOV 18 2016
JEANNE G. QUINATA
CLERK OF COURT

6
7 **IN THE UNITED STATES DISTRICT COURT OF GUAM**
8 **FOR THE TERRITORY OF GUAM**

9
10 JON P. FERNANDEZ,

11 Plaintiff,

12 -vs-

13 GUAM EDUCATION BOARD,
LOURDES B. SAN NICOLAS,
14 individually and as the chairperson and a
member of the Guam Education Board,
ROSIE R. TAINATONGO, individually
15 and as the vice chairperson and a member of
the Guam Education Board, KENNETH P.
16 CHARGUALAF, individually and as a
member of the Guam Education Board,
17 JOSE Q. CRUZ, individually and as a
member of the Guam Education Board,
18 RYAN F. TORRES, individually and as a
member of the Guam Education Board,
19 CHARLENE D. CONCEPCION,
individually and as a member of the Guam
20 Education Board,

21 Defendants.

CIVIL ACTION NO. **16-00080**

CERTIFICATE OF COUNSEL

22
23 I, DELIA LUJAN WOLFF, hereby certify the following:

24 1. I am an attorney representing Plaintiff Jon P. Fernandez in this matter.

25 2. On November 16, 2016, at 7:08 p.m., I sent an email message to Attorney Gary
26 Gumataotao, counsel for the Guam Education Board, informing him that Plaintiff would be filing
27 the Ex Parte Application for Temporary Restraining Order.
28

ORIGINAL

3. Notice to Defendants of the Ex Parte Application for Temporary Restraining Order should not be required since Plaintiff, through his counsel, has previously stated his concerns with the November 21, 2016, meeting or hearing to Attorney Gumataotao, counsel for the Board. Further, as the hearing or meeting is set to occur in three days (or one business day), there is insufficient time to provide notice to all seven (7) Defendants.

Dated this 18th day of November, 2016.

DELIA LUJAN WOLFF
Attorneys for Plaintiff